

**JUSTIFICATION AND APPROVAL FOR OTHER THAN FULL AND OPEN  
COMPETITION (OVERSEAS CONTRACTING ACTIVITIES)**

1. I recommend that US Embassy *Jakarta* award the Purchase Request for DS/ATA *tactical equipment to GALLS, LLC*. The estimated cost is \$ 65,900.00.

2. **Nature and/or description of the action being approved**

DS/ATA has supplied tactical equipment and provided training to more than 408 officers of the Indonesian National Police Anti-Terror Crisis Response Teams which are deployed throughout Indonesia. The equipment being procured meets the standards of the ATA enabling equipment grant which accompanies the Crisis Response Team Training Course. The equipment is being procured to replicate the original grants, meet US safety standards and assure that the equipment is identical to the equipment on which the police officers originally trained. This equipment will be used in future training iterations and therefore must adhere to US safety/quality standards. The equipment listed is for new and replacement equipment which must work with Gegana of Brimob Force and Detachment 88 equipment configurations and be inter-changeable with existing equipment. This request is for authorization for a Follow-On Contract in order to procure the needed items/supplies in a timely manner due to the lack of sufficient time to appropriately test items provided by other vendors.

3. **A description of the supplies or services required to meet the agency's needs.** See attached list of items and supplies;

- **5.11 Men's Tact Light Pro Long Sleeve Shirt, Black.** 5.11 TacLite® Pro short sleeve shirts keep up professional appearance all day long, no matter what the weather or the job. Its 4 oz, 65% polyester/35% cotton ripstop fabric, Teflon®-treated for stain, liquid and soil resistance, Moisture-wicking mesh venting on back to keep it cool, Bellowed patch pockets, pencil pockets on left sleeve and 2 hidden secure chest pockets for documents or accessories, Long sleeve, Machine wash and dry.
- **5.11 TacLite Pro Men's Ripstop Pants,** 5.11 Men's TacLite Pro Pant features a lightweight poly-cotton ripstop fabric and a fully gusseted crotch that allows for full range of movement. These pants have pockets located for easy access to all of your gear. An external knife pocket on the right front side gives you easy access to a folding knife. Two cargo pockets are located on both thighs and a magazine / cell phone pocket is located over the left cargo pocket for quick access. The

magazine and new knife pocket are reinforced with 100% Cordura nylon. 5.11 TacLite Pro Ripstop Pants are treated with HT Teflon Wear-Resistant Finish for stain and soil resistance to maintain that good look no matter what the daily activity. The belt loops are thick enough to support a large belt to carry the weight of a sidearm, cuffs or other equipment. 5.11 Tactical uses only YKK zippers, Prym snaps and Horn buttons so that it can be rest assured that the TacLite Pro Pant will last.

- ***Uvex XC Shooting Glasses*** has 25% more lens coverage, wraparound for good peripheral vision and protection, multi-Material Technology on brow for nosepiece comfort and impact diffusion. Has an adjustable temple length and lens inclination and ventilation channel for anti-fog performance. It exceeds ANSI Z87 and CSA and military velocity impact standards (MIL-STD-622).
- ***Blackhawk Hellstorm-Aviator-Nomex Fire Resistant Gloves*** is built with good quality antistatic, heat/flash resistant DuPont NOMEX material for soft, durable, cowhide palm.
- ***Boots, Law Pro Dispatch 2.0 8 inch Duty Boot***, A performance upgrade of footwear technology with comfort and durability made of leather and 900-denier nylon upper for outstanding durability, Perforated padded collar provides comfort and breathability, Quick-drying, removable molded EVA sockliner keeps your feet dry and comfortable, Solid rubber outsole meets ASTM F489-96 standards for slip and oil resistance, Outsole designed with ladder grips for stability
- ***Max Pro Police Level IV Triple Curve Ballistic Plate*** is designed for the maximum comfort it can stop .30 caliber M2 armor piercing rounds at 2880 FPS. With measurements of 10"H x 11.8"W x 1"D, triple cut ceramic and meets NIJ Certified Level IV makes this plate suitable for S.W.A.T / CRT Team tactical operations.
- ***Replacement CBRN Filter for Millenium Gas Mask***

**4. An identification of the statutory authority permitting other than full and open competition.**

Citation: 41 U.S.C. 253 (c)(1). A sole source award is required to assure compatibility or interchangeability of parts between the procured item and existing equipment.

Citation: 41 U.S.C. 253 (c)(2).

Applies when the need for the supplies or services is of such an unusual and compelling urgency that the Government would be seriously injured, financially or otherwise, unless the Department is permitted to limit the number of sources from which it solicits bids or proposals.

5. **A demonstration that the proposed contractor's unique qualifications or the nature of the acquisition requires use of the authority cited (for sole source acquisitions; also required for unusual and compelling urgency where more than one offer will not be solicited).**

The identified equipment have designed and delivered items / equipment / supplies that have met the rigorous needs of Special Weapons and Tactics (S.W.A.T). Due to the nature of the work of units, civilian grade production generally will not be suitable for tactical operations. The vendors have provided tactical items to DS/ATA and the Indonesian National Police for many years.

6. **A description of efforts made to ensure that offers are solicited from as many potential sources as is practicable. The description should include whether a FedBizOps notice was or will be publicized, as required by FAR 5.2, and if not, which exception under FAR 5.202 applies (e.g., blanket waiver provided in DOSAR 605.202-70).**

This request has been published at Fed Bid dot com and has been notified to 5136 vendors.

7. **A determination by the Contracting Officer that the anticipated cost to the Government will be fair and reasonable**

Item for item comparison will show the items of similar type and quality purchased in the United States are anywhere from 50% to 100% more costly and with the added cost of transportation there is a significant savings to the USG.

8. **A description of the market survey conducted and the results or a statement of the reasons a market survey was not conducted.**

DS/ATA has consistently looked for expanded sources of tactical equipment from both inside Indonesia, surrounding countries and US sources. Due to the exclusive nature of the items involved and the lack of a broad market the availability of other sources is greatly limited.

9. **Any other facts supporting the use of other than full and open competition. N/A**
10. **A listing of sources, if any, that expressed, in writing, an interest in the acquisition. N/A.**
11. **A statement of the actions, if any, the agency may take to remove or overcome any barriers to competition before any subsequent acquisition for the supplies or services required. N/A**

### CERTIFICATIONS

I certify that this justification is accurate and contains complete data necessary to support the recommendation for other than full and open competition.

Sept 3, 2014  
Date

Wendy A. Dougherty  
Wendy Dougherty  
DS/ATA Program Manager  
Requirements Office

I certify that this submission is accurate, and that it contains complete information necessary to enable other officials to make an informed recommendation for approval or disapproval.

Sept 4, 2014  
Date

Laura Danylin  
Laura Danylin  
Contracting Officer